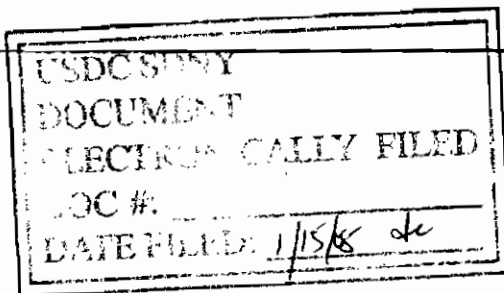


U.S. Department of Justice

United States Attorney  
Southern District of New York



The Silvio J. Mollo Building  
One Saint Andrew's Plaza  
New York, New York 10007

January 11, 2008

**BY FACSIMILE: (212) 805-6191**  
The Honorable Barbara S. Jones  
United States District Court  
Southern District of New York  
500 Pearl Street  
New York, New York 10007

Applications granted the pretrial conference is adjourned to February 14, 2008 at 4PM. In the interest of justice for the reason stated above, speedy trial time is excluded from January 11, 2008 to February 14, 2008 pursuant to 18 U.S.C. § 3161(h)(5)(A).

Re: **United States v. Benjamin Fong-Guerra**  
07 Cr. 1187 (BSJ)

Dear Judge Jones:

**NOT FORWARDED**  
Dated:

*Barbara S. Jones*  
BARBARA S. JONES  
U.S.D.J. 1/14/08

The Government respectfully submits this letter, after speaking with Your Honor's Deputy, to request jointly with the defense an adjournment of the pre-trial conference currently scheduled for January 11, 2008 to a date convenient for the Court after the second week of February, 2008.

The Government also respectfully requests that time be excluded for purposes of the Speedy Trial Act from today through the date of the next conference. The Government makes this request, with the consent of defense counsel, to permit the Government and the defense to continue to pursue discussions regarding a possible disposition without the need for trial.

Respectfully submitted,

MICHAEL J. GARCIA  
United States Attorney

By:

*Eugene Ingoglia*  
Eugene Ingoglia  
Assistant U.S. Attorney  
(212) 637-1113

cc: Robert Baum, Esq. (Fax: 212-571-0392)